

GOVERNMENT OF ANDHRA PRADESH

**ABSTRACT**

Social Welfare – Land Acquisition – NALGONDA District – Mattampally Village & Mandal - Acquisition of land to an extent of Ac. 0.39 Gts in Sy. No. 414, for providing house sites to the weaker section's people at Mattampally Village & Mandal – Sanction of Rs 7,49,826/- - Towards payment of decretal charges, as ordered in WPMP No.11377/09 in WP No.8684/09 in O.P.No. 22/2007 – Orders – Issued.

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**SOCIAL WELFARE (LA.2) DEPARTMENT**

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**G.O. Rt. No. 413**

**Dated: 19.05.2010.**

**Read the following:**

1. From the District Collector, Nalgonda, Lr.. No. G/141/2001, Dated:27/2/2010.
2. From the Commissioner of Social Welfare, AP., Hyderabad Lr..No. LA2/5806/2007, dt.16/04/2010.
3. From the CCLA, AP, Hyderabad, Lr. No. G1/655/2010, Dated.20/4/2010.

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**ORDER:-**

In the reference 3<sup>rd</sup> read above, the Chief Commissioner of Land Administration, AP, Hyderabad has stated that the, LAO/RDO, Miryalaguda has acquired land to an extent of Ac.5.18 Gts in Sy.No.414 situated at Mattampalli, Village & Mandal of Nalgonda District for providing house sites to weaker section people. The Revenue Divisional Officer/LAO, Miryalaguda has passed Award while fixing the market value @ Rs.20,000/- per acre. The aggrieved land owners to an extent of acres 4.19 Gts out of Ac 5.18 Gts with the rate given by the LAO sought for reference U/s 18 under LA Act for adjudication. The case was refereed to Civil Court and numbered as OP NO.54/97. But on reference made to Sr.Civil Court U/s 18 of L.A Act, the Sr.Civil Court, Miryalaguda, has decided the rate @ Rs.50/- per Sq. Yd i.e., Rs.2,42,000/ per acre. in OP.No,54/97. Aggrieved by the orders of the Sr.Civil Court, Miryalaguda, the Revenue Divisional Officer/LAO., Miryalaguda has filed an appeal before the Hon'ble High Court of Andhra Pradesh. The Hon'ble High Court of Andhra Pradesh, Hyderabad has reduced the rate @ Rs.48 per Sq.Yd i.e., Rs.2,32,320/- pre acre.

The Spl Chief Secretary to Govt., & CCLA, HYd has further stated that Sri Mannem Ram Reddy who was one of the petitioner of the acquired land to an extent of Ac. 0-39 Gts has not filed petition U/s 18 of the LA Act, but filed U/s 28-A of the LA Act to re-determine the compensation equally on par with rate decided by the Hon'ble High Court in same related case in OP No.54/97. His Petition U/s 28-A was kept in 'lie over' position since LAO/RDO Miryalaguda has filed an appeal against Judgment of Reference Court in OP No.54/97. The Appeal case No.1933/2001 in Hon'ble High Court was disposed on 05.3.2003, but certified copy of orders received on 08.7.2004. In the mean time Sri Mannem Ram Reddy who has filed U/s 28-A has filed WP No.1506/2004 without waiting for orders on 28-A. The Hon'ble High Court has ordered to re-determine the compensation if the Petitioner is entitled for enhancement and if the application was filed with in time with the permission of District Administration . Accordingly the Joint Collector, Nalgonda inspected the site and decided to pay the compensation @ Rs.30,000/- per acre, where as the Hon'ble High Court has decided the rate @ Rs.2,32,320/-. Sri Mannem Reddy received Rs. 30,000/- per acre under protest and requested to refer the case U/S 28(3) of the LA Act and filed a contempt case No.1242/2005 for non-compliance of his petition. Under the different provisions of Law U/s 18 to Sn 23(3) of the LA Act the case was referred to Civil Court and the Sr. Civil Judge adjudicated the case and fixed the market value as Rs.48/- per Sq.Yd i.e., Rs.2,32,320/- as fixed by Hon'ble High Court in main related appeal in AS No.1933/2001.

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2. The CCLA., AP., Hyderabad, after scrutiny of the proposal along with the calculation sheet furnished by the Collector, Nalgonda District has requested the Government for sanction of an amount of Rs.7,49,826/- (Rupees Seven lakhs Forty Nine thousand Eight hundred and Twenty Six only) towards payment of decretal charges in respect of acquisition of the said land, situated at Mattampally (V) & (M), of Nalgonda District.

3. After careful examination of the matter, the Government hereby accord sanction to the Commissioner of Social Welfare, AP, Hyderabad for release of an amount of Rs.7,49,826/- (Rupees Seven lakhs Forty Nine thousand Eight hundred and Twenty Six only) to the District Collector, Nalgonda towards payment of decretal charges, as per orders in WPMP No.11377/09 in WP No.8684/09 in O.P.No. 22/2007 in respect of the land acquired to an extent of Ac. 0.39 Gts bearing Sy. No. 414 situated at Mattampally Village and Mandal of Nalgonda District, for providing house sites to the weaker section's people..

4. The amount of expenditure sanctioned in para (3) above shall be met within the B.E. 2010-11 and debited to the following Head of Account:

**“2225- Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes - 01- Welfare of Scheduled Castes – M.H.283 - Housing - G.H.11-Normal State Plan - SH(08) Acquisition of House sites for weaker sections under Indiramma Programme - 310/312 – Other Grants-in-Aid” .**

5. The Commissioner of Social Welfare, A.P., Hyderabad, is directed to issue necessary proceedings to the District Collector, Mahabubnagar to comply with the Court orders.

6. The District Collector, Mahabubnagar shall verify the calculation sheet submitted by the Land Acquisition Officer once again, before issue of proceedings for releasing the amount. If any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

7. This order does not require the concurrence of Finance (Expr.SW) Department, as per the instructions issued vide their U.O Note No.17869/196/A1/ Expr.SW/2009, dated 22.5.2009, and U.O No.15926/286/A1/1/Expr.Sw/2009, dated 17.8.2009 .

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

A.K TIGIDI  
SPECIAL CHIEF SECRETARY TO GOVERNMENT &  
PRINCIPAL SECRETARY TO GOVERNMENT(SW- FAC)

To

The Chief Commissioner of Land Administration, AP, Hyderabad.

The Commissioner of Social Welfare, A.P., Hyderabad.

The District Collector, Mahabubnagar District..

Copy to:

The Director of Treasuries & Accounts, A.P. Hyderabad.

The Accountant General, A.P., Hyderabad

The District Treasury Officer, Mahabubnagar District.

Finance (Exp.SW/BG) Department.

SF/SC

//FORWARDED::BY ORDER//

SECTION OFFICER